NOTE: Pursuant to Fed. Cir. R. 47.6, this order is not citable as precedent. It is a public record.

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

HOCOLVEY From SEATTLE NAV 12 2006

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__ENTERED

6A JAN -9 2006

ORDER

CLERK U.S. DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON

DEPUTY

CO4-5330 RJB

The parties having so agreed, it is

ORDERED that the proceeding is DISMISSED under Fed. R. App. P. 42 (b).

FOR THE COURT,

Manyerbary / Sp

Jan Horbaly Clerk

01/06/06

cc: Clerk's Office, DCT JEFFREY S. STANDLEY STUART R. DUNWOODY

U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT

JAN - 6 2006

JAN HORBALY CLERK

ISSUED AS A MANDATE: 01/06/06

TRINITY GLASS INTL V BURNS, O6-1067 DCT - O4-CV-5330 CERTIFIED COPY

I HEREBY CERTIFY THIS DOCUMENT IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE.

UNITED STATES COURT OF APPEALS OF FOR THE REDERAL CIRCUIT

By: Luide R. Hudie Date: 1/4/06

04-CV-05330-MAN

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

06-1067

TRINITY GLASS INTERNATIONAL, INC.,

JAN 59 ZUOB

Plaintiff-Appellee

٧.

BURNS, MORRIS & STEWART LIMITED PARTNERSHIP,

Defendant-Appellant.

ORDER